Preserve

G.R.S. IX—5]

Previous references
604 16 fls 14
611 - 20 fls 1-3.

1922
(Anugrai)

File No. 316-22

Serial Nos. 1-4+5

Later references.
316-22 fls 67
Mug. 101-23-16
Mul 36-35 fls 20, 21
Mug 1 cc 1, 44-1-2

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 5

Part B for May 23.

SUBJECT

Alienation of a portion of Sy. No 13 of Hanumanthapura village, Bangalore Taluk endowed to Sri Godhuriah's Math at Bangalore

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To

(15) The Mug Comr
The Comptroller
No 2855-6 of 19-5-23

Requests the prior etc.

F. R. S. 11] 1922.

GENERAL AND REVENUE SECRETARIAT.

(Inuznai)

NOTES.

File No. 316/1921.

FILE HEADING.

Alienation of a portion of S. no. 13 of Hanumanthapura Village, Bangalore Taluka, endowed to Sri Gothumiahs Matt at Bangalore

From

Thimmarayappa Son of Pattadi Govindappa

No. Petition Dated Received 22-1-23.

Diary No.	Enclos	Spare Copies	Serial No.
1483	2	-	1

BRIEF ABSTRACT OF LETTER.

Prays for reasons stated, that G.O. Dt 5-12-21, directing their eviction from matt inam lands be cancelled, and G.O. Dt 23-11-17 permitting Govindappa and others to continue in possession as tenants for a

NOTES AND ORDERS.

period of 80 years on stipulated conditions, be restored.

Some 11 guntas of land out of inam S. no. 13 of Hanumanthapura Village in the Bangalore Taluka endowed to Gothumal

NOTES—First Sheet.

Serial No.

Math has been built upon.

In the year 1890, one Siddaiya, manager, applied to the Dist. judge, Bangalore, for a declaration of his title to and for possession of the alienated land as against the opp.ts. The parties however compromised, and the Dist. judge decreed that the land were the property of the math, that the defendants were only tenants in possession and that they should pay to the Pujari Rs 26/- per annum as the rent of the land. On complaints from Siddaiya, Govt confirmed in their order no. 1311-3 dt 3-9-1907, the order of the Dy Comm.r in the matter of the resumption and restoration of the land refd.

Siddaiya again complained that under the said first order, the land was not restored to the math and the persons alienated and the persons who have all built houses on the site claimed in question, and who complained of

5

Serial No.

D

hardship and inconvenience if they are summarily turned out, were heard through their pleader by the late Councillor Sri. M. V. Ranjindaiyya, and orders were issued in Pro. Dt 23-11-1917 approving of the proposal by Comrs to allow the present tenants to continue in possession of the portion built upon for a period of 50 years from the date of the order on payment of an annual ground rent of Rs 30 per annum and previous arrears at 2 6 Rs per annum from the date of the Civil Court Decree. It was directed that a muchalka should also be obtained as per draft approved

The Dy. Comr. having recommended the summary eviction of the alienees as they refused to execute the muchalka agreeing to the terms of the Sanction ~~the Dy. Comr.~~ orders were issued in Pro Dt 5-12-21 varying

R

G. R. S. III-2

General and Revenue Secretariat.

Misc File No. 316 of 19 21

Serial No.

Recommendation.

Thimmayappa son of Palade Govindappa has petitioned for praying for reasons stated, that G.O. Dt 1921 directing their eviction be cancelled and G.O. of 1922 directing their continuance, be restored.

The petr says that his father Palade Govindappa and his brothers were informing that we do not aware of the contentions to be the new executant of the sale Muchalika. and that we can't execute the Muchalika in unfavourably with the views of Sri. He has produced 2 receipts - one for Rs 12 8 being the arrears on his share of the land and Rs 24 for current. Kandayan. He further states that arrears have been paid and that about Rs 60 due from a Mahomedan tenant till date paid if demanded - he represents that summary eviction will break down the petr.

NOTE—Contn. sheet

1477

G. R. S. III-2,

General and Revenue Secretariat.

Imp File No. 316 of 1921

Serial No.

and his family, and will take away the means of his subsistence. He prays that an enquiry, S.O. of 1919 may be restored, and that as the local authorities are taking drastic steps for eviction, a stay order directing the non-execution of the order dated 1921 be issued pending enquiry into his petition.

[illegible]

[illegible]

[illegible] 23/11/23

It is for the Council to decide by the terms offered in the G.O. of Lates 23 Nov 1917, the appeal of his landlord may perhaps be reconsidered. In such case we need and the D.C. (Kanara & M.C.) asked to send a report with a view whether petitioner may be granted.

First Member

NOTE—Contn. sheet.

G. R. S. III-2,

General and Revenue Secretariat.

Inwd. File No. 316 of 1921

	Serial No.	
6013-697 25.1.23		I agree. Report shd be called for thro' the MC. Rec 26.1.23 26/1/23
		AV 28/1/23 Inwd Dfts. Frm to MO 27-1-23 29.1.23
	2	No 2195 of 28/1/23 to the Mun. Commr. — Requests that the orders conveyed in G.O. of 5/12/21 may be stayed.
		From the Mun: Comr., letter no. C.109/Gen/22-23 of 29-4-23. Forwards Bangalore Dy: Comr's letter bringing to notice the defiant attitude of the petr. & stating that he does not deserve any concession and that the G.O. of Decr 21 should be fully given effect to; and recommends that action according to orders already passed may be taken.

NOTE—Contn. sheet

G. R. S. III-2]

General and Revenue Secretariat. | My File No. 316 of 1923.

Serial No.

As Thimmarayappa put obstructions in the way of enforcing the Govt. order of 23.11.17 and that large arrears of rent viz Rs 576 are still due from him and that as he is constructing new structures over the land in spite of warnings from the Taluk authorities, the D.C. considers that the petn. does not deserve any concession and that the Govt. order of 5th Decr. may be ordered to be fully given effect to.

Subd. with a draft approving of the M.C's recommendation, for approval or other orders. A draft endt. to the petn. is also put up.

SD
9.5.23

9/5/23

9316-368.
12.5.23.

First Minister

Dont. to approve.

Pl.
13.5.23

4 No 2835-6 of 19/5/23 to the Mun. Commr. & the Collector.

Rejects the petn. of Meenakshi Nagappa & directs that steps

NOTE—Contn. sheet

G. R. S. III-2]

General and Revenue Secretariat.

File No. 816 of 19 22

Serial No.	
	order of 5/12/21 be given effect to at once

NOTE—Contn. sheet.

To

The Revenue Secretary to the

Government of H.H. The Maharaja of Mysore,

BANGALORE

316-22-1 ...11

Thimmarayappa, S/o Pattadi Govindappa, Subedar Chattram Road, Bangalore City. .....Petitioner 2.

Petitioner abovenamed respectfully beg to state as follows:-

1. The Government in their Proceedings No.1190-91/Muz. 604-16-2 dated 23-11-17 were pleased to approve of Pattadi Govindappa and six others being continued as tenants in - possession for a period of 50 years from the date of the order of the portion of the Godhuriah's Mutt Inam Land, viz, S.No.13 of Hanumanthapura Village, Bangalore, which had been built upon, on the following terms:-

(a) Ground rent at Rs 30/- per annum should be paid:

(b) Arrears of rent at Rs 26/- per annum should also be paid in respect of the said land from the date of the Civil Court decree to the date of the above order.

(c) A mutchalika should be executed by the alienees as per draft approved by Government.

2. The Government on the report of the Deputy Commissioner, Bangalore District, in his letter No. 3036 dated 15th July 1921 have directed, in their proceedings No. 2835/Muz 611-20-3 dated 5-12-21 ~~directed~~ the summary eviction of the said alienees from the Mutt Inam land permitted to be continuedin their possession in G. O. of 23-11-17 on the ground that the said alienees have declined to abide by the orders issued therein repeated.

3. With duo deference to the 2nd of the orders above referred to, the petitioner humbly begs to represent that (1) ground rent at the fixed rate has been paid to Government as per receipt - attached (2) arrears of previous rent have also been paid, vide receipt attached and that about Rs. 100/- of the arrears still remaining is due from the -- Mohammadan tenant in possession who has not been demanded by the Taluk Authorities and who, the petitioner understands is agreeable to pay if demanded. In the matter of the execution of the Mutchalika the late Mr. D. Venkataramiah, Advocate for petitioner's father and the petitioner's father were contesting and that the petitioner is not aware of the said contentions or of the non-execution of the said mutchalika. The petitioner is agreeable to execute the said Mutchalika and complete compliance with the terms of Government Order dated 23-11-~~21~~ 1917 for the non-compliance of which G.O. of 5th December 1921 was passed.

4. The summary eviction ordered by Government breaks down the petitioner and his large family for remissness of which he was not directly responsible, not to say that the means of his subsistence is summarily taken away.

5. Under these circumstances the petitioner most respectfully appeals to the merciful and sympathetic consideration of Government ~~and~~ and begs that the Government Order of 5th December 1921 may be graciously withdrawn and Government Order of 23-11-~~21~~ 1917 restored.

6. The petitioner also begs that as the local authorities are taking drastic measures for eviction, Government may graciously direct by issuing immediate orders that the execution of the G.O. of 5th December 1921 may be held in abeyance pending orders on this humble petition.

For this act of grace the petitioner is ever in duty bound.

Bangalore.

22nd January 23.

[illegible]

G. R. S. VI—G/32]

SUBJECT..... 2005

Diary No. of letter replied to

Section Mur

File No. 26-2

Serial No 2

General and Revenue Secretariat
( )
, the 191 .

No. 2195
Time
Mur

To
The ~~Dy.~~ Comr.
~~Bangalore Dist. Hon. The Mun. Comr.~~
Sir,

I am directed to forward herewith petition recd. no 1483 from Thimmayappa Sangappadi Gowdappa praying that on a ~~consideration~~ of the fact under no. 2385 dt 5-12-1921, directing ~~the~~ ~~enquiry~~, ~~order no 1192~~ 9/19 ~~23-11-1917~~

over.

Date of issue 31.1.23

Signed by Mr. T. E. J. Piyar

Re: Consideration

Gowindappa and others to continue in possession as tenants on stipulated conditions, of the ~~houses~~ raised on a portion of - from S. No. 13 of Hanumantapura Village, Bangalore Taluq, endowed to Sodhamiah's Math at Bangalore, ~~be restored~~, and to request that you will be so good as to send up a report ~~for orders of Govt.~~ within a month whether under the circ: represented by the petr. the prayer may be granted.

I am also to request that pending orders of Govt. on the petition, the execution of the orders conveyed in Rev. Dy 5-12-21 refd. to above may be stayed.

I have etc.

Copied by

Examined by

(Sd) Rev. Secretary

29.1.23

List of enclosures.

C. 1091 of 22-23.
Enclose file.

Office of the Muzrai Commissioner in Mysore,

Dated, Bangalore, the 29th April 1923.

1st May

From

K. Chandy, Esquire, B.A.,

Muzrai Commissioner in Mysore,

Bangalore.

GEN. & REV SECRETARY
3-MAY 1923
MUZ

D 2062

To

T.E. Jayarama Aiyar, Esq., B.A., B.L.,

Secretary to the Government of His Highness

the Maharaja of Mysore, Revenue Department,

Bangalore.

316-22-3

Muz
3 MAY 1923

Sir,

With reference to your letter No.2195/Muz.316-22-2 dated the 31st January 1923 forwarding for report petition from Thimmarayappa Son Pattada Goundappa praying for a reconsideration of the Government Order of December 1921 directing his eviction from survey No.13 of Hanumantapur village, Bangalore Taluk, endowed to Godhurian's Matt in Bangalore City, I have the honor to forward herewith copy of letter No.O.C.2576 of the 20th April 1923 from the Deputy Commissioner, Bangalore District, bringing to notice the defiant attitude of the petitioner and stating that he does not deserve any concession, but on the other hand the terms of the Government Order of December 1921 should be fully given effect to. In the circumstances of the case, I agree with the Deputy Commissioner and beg to recommend that action according to orders already passed may be ordered.

The petition and its enclosures received with your letter under reply and the records received with the Deputy Commissioner's letter are submitted herewith.

I have the honor to be,

Sir,

Your most obedient servant

K. Chandy

Muzrai Commissioner.

D.N.

Letter No.O.C.2576/22-23 dated 20th April 1923, from the Deputy Commissioner, Bangalore District, to the Muzrai Commissioner in Mysore:-

---

"With reference to your letter No.C.1091 of 22-23 dated 2/3rd February 1923 forwarding for report, the petition of Thimmarayappa, I have the honor to submit herewith the records ending with the Bangalore Sub Division Officer's No.H.C.682 of 22-23 dated 12th March 1923 and to state that the Government in their order No.1190-91/Muz.604-16-2 dated 23rd November 1917 have shown all concessions in respect of his tenancy of the inam land belonging to the Godurayya Mutt at Bangalore, With all that, he did not care to obey the Government Order. A large sum of the arrears of rent (viz., Rs.576/-) is still due from him. His obstruction to the Sheikdar in executing the Government order was so great that at last the Sheikdar was obliged to apply for Police help.

Even after the Government order to evict him summarily from the lands, he is constructing new structures over the land. In spite of warnings from the Taluk authorities, he is still continuing the construction.

Under these circumstances, I consider that the petitioner does not deserve any concession and that the Government Order No.2835/Muz. 611-20-3 dated 5th December 1921 may be ordered to be fully given effect to".

Copy.

for Muzrai Commissioner. 1/5/23.

D.N.

Muz. 7]

SUBJECT.....

Diary No. of letter replied to.....2062

Muzrai Secretariat

( )

the 192 .

Date of issue 19.5.23

Signed by. Ms. T. E. J. Nigam

May this be

i Printed?

ii treated as a standing order?

iii published in the Gazette. English Part?

iv translated?

v placed at the disposal of the press?

vi published in the Gazette, Kannada Part?

SECTION

FILE No. 316

SERIAL No. 4

Proceedings of the Government of His Highness the Maharaja of Mysore

Order Thereon No.

Read— G.O. No. 1190-91/Muz 604-16-2 & 23-11-17 directing permitting the Pattadi Govindappa and certain others to continue in possession of the building just a portion of the main land belonging to the Gowdurayya Matt at Bangalore for a period of 50 years, subject to the payment of an annual ground-rent of Rs 30/- and arrears of rent at Rs 26/- per annum from the date of the Civil Court decree in 1890-

2) G.O. No. 2502 & 11-20-3 & 5-12-21 directing

~~that~~ as the alienees of the Math Inam Lands, ~~be evicted forthwith from their possession of the lands, as they~~ have declined to abide by the terms of the order ~~already issued in the matter~~. Read above, they be evicted fr the land forthwith.

3) Petition registered no. 1483 of 22-1-23, u Timmarayappa son of Pattadi Govindappa praying, for reasons stated, that the G.O. of 5-12-21 may be cancelled and the G.O. of 23-11-17 given effect to.

4) Correspondence ending with letter no. C. 1091 of 22-23 of 29-4-23 from the Mun: Comr. forwarding the Bangalore Distt Dy: Comr's letter bringing to notice the defiant attitude of the petr and stating that he does not deserve any concession, ~~and that~~ the G.O. of Decr 21 should be fully given effect to and recommending that the Govt order of Decr 21 may be enforced.

List of enclosures.

Copied by

Examined by

66—2000—GPB—29-7-22

(18

Order: 2855-6 Revenue

8/19. 5.23 I Misc 316-22-4 File

It is reported that the petr. Timmarayappa is throwing obstacles ~~and~~ ~~fail obstruct work~~ in the way of the terms of the Govt order of 23.11.17 being enforced, that large arrears of rent amounting to Rs 5.76 are still due from him & that he is constructing new structures over the land in spite of warnings from the Taluk authorities. The Dy. Comr. for considers that the petr. does not deserve any concession and that the order of 5.12.21 may be given effect to. The Mig. Comr. also supports this recommendation ~~to the same effect~~.

Under the circumstances, Govt ~~direct~~ reject the petn of Timmarayappa and direct that their order of 5.12.21 be ~~forthwith~~ given effect to at once.

Sd/- H. H.
Secretary

Rec
13.5.23

The party may be informed accordingly

P T O Sd/- Rec
9/5/

G. R. S. G/33]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

WD 2230—GPR—1.00.000—23-7-20

Muz 4]

SUBJECT .....

Diary No. of letter replied to 2062

Section Mem

File No. 316-22

Serial No. 5

Muzrai Secretariat

(Muz)

, the 192 .

No. 2857

Date of issue 19.5.23

Signed by M. T. E. J. Ryan

To

In continuation of this office endorsement no. 2196/Muz 316-22-2 of 31.1.23, Timmarayappa son of Pattadi Govindappa is informed that after perusal of the records of the case and the report received from the Govt. rejected his petn. and directed that the order of 5th Decr. 21 i.e.

over.

In a careful consideration of the facts of the case

21

~~Policy~~ given effect to at once

By Order
U.J. 11/5/23
Secretary

Reo: Defence

89
9.5.23

9.5.23

18.5.23

List of enclosures.

Copied by

Examined by

WD 0563—GPB—2,500—27 7-22

G. R. S. VI—(G/52)

SUBJECT.....

2 D&S

Diary No. of letter replied to———

General and Revenue Secretariat
( )
, the 191 .

Date of issue 31.1.23

Signed by M.T.E.J. Bugalur

Section
File No.
Serial No

No. 2196

To

In reply to his petition no. 1483 dt 22-1-23 about the buildings raised on a portion of S. no 13 of Hanumanthapura village, Bangalore Taluq, endowed to Godhuriah's math at Bangalore, Primary Son of Pattadi Govindappa is informed that a report with records has been called for from the

over

~~Petition alone D in the High Ct~~

Mr Conr in his Bne who has been requested to stay execution of orders ~~conveyed in Pro. No 2385 D. 5-12-1921~~ on the subject, pending orders of Govt on his petition.

B-O

Pub. Secretary

29-1-23

List of enclosures.

Copied by

Examined by